

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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SUPERB MOTORS INC., TEAM AUTO SALES LLC,
ROBERT ANTHONY URRUTIA, 189 SUNRISE
HWY AUTO LLC, NORTHSHERE MOTOR
LEASING, LLC, BRIAN CHABRIER, individually and
derivatively as a member of NORTHSHERE MOTOR
LEASING, LLC, JOSHUA AARONSON, individually
and derivatively as a member of 189 SUNRISE HWY
AUTO, LLC, JORY BARON, 1581 HYLAN BLVD
AUTO LLC, 1580 HYLAN BLVD AUTO LLC, 1591
HYLAN BLVD AUTO LLC, 1632 HYLAN BLVD
AUTO LLC, 1239 HYLAN BLVD AUTO LLC, 2519
HYLAN BLVD AUTO LLC, 76 FISK STREET
REALTY LLC, 446 ROUTE 23 AUTO LLC and
ISLAND AUTO MANAGEMENT, LLC,

Case No.: 2:23-cv-6188 (JMW)

NOTICE OF CROSS-MOTION

Plaintiffs,

-against-

ANTHONY DEO, SARAH DEO, HARRY
THOMASSON, DWIGHT BLANKENSHIP, MARC
MERCKLING, MICHAEL LAURIE, THOMAS
JONES, CPA, CAR BUYERS NYC INC., GOLD
COAST CARS OF SYOSSET LLC, GOLD COAST
CARS OF SUNRISE LLC, GOLD COAST MOTORS
AUTOMOTIVE GROUP LLC, GOLD COAST
MOTORS OF LIC LLC, GOLD COAST MOTORS OF
ROSLYN LLC, GOLD COAST MOTORS OF
SMITHTOWN LLC, UEA PREMIER MOTORS
CORP., DLA CAPITAL PARTNERS INC., JONES,
LITTLE & CO., CPA'S LLP, FLUSHING BANK,
LIBERTAS FUNDING LLC, and J.P. MORGAN
CHASE BANK, N.A.,

Defendants.

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PLEASE TAKE NOTICE, that upon the accompanying declaration of Robert Anthony Urrutia dated May 30, 2025, the letter brief in support, and all the prior papers and proceedings herein, the Plaintiffs Superb Motors Inc (“Superb”), Team Auto Sales LLC (“Team”), and Robert Anthony Urrutia (“Urrutia”) (Superb, Team, and Urrutia collectively hereinafter the “Superb Plaintiffs”) will cross-move this Court, before the Hon. James M. Wicks, U.S.M.J. (“Judge Wicks”), at the United States District Court for the Eastern District of New York, 100 Federal Plaza, Courtroom 1020, Central Islip, NY 11722, for an Order reconsidering that aspect of its May 23, 2025 Order denying the Superb Plaintiffs’ renewed Order to show cause to modify the preliminary injunction to permit them to sell the remaining enjoined vehicles, and for such other and further relief as the Court deems just, equitable, and proper.

PLEASE TAKE FURTHER NOTICE, that pursuant to ¶ 3(A) of Judge Wicks’ Individual Practice Rules, this motion may be made without a pre-motion conference.

PLEASE TAKE FURTHER NOTICE, pursuant to Local Civil Rule 6.1, Defendants’ opposition papers are due on Friday, June 13, 2025, and Plaintiff’s reply papers in further support are due on Friday, June 20, 2025, unless otherwise ordered by this Court.

Dated: Jamaica, New York
May 30, 2025

Respectfully submitted,
SAGE LEGAL LLC
By: /s/ Emanuel Kataev, Esq.
Emanuel Kataev, Esq.
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